

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**ACTUS, LLC,**

**Plaintiff,**

**v.**

**BANK OF AMERICA CORP., et al.**

**Defendants.**

**CIVIL ACTION NO. 2:09-cv-102-TJW**

**JURY TRIAL DEMANDED**

**STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE**

The plaintiff, Actus, LLC (“Actus”) and defendant, Sonic Solutions (“Sonic”), pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims in this action between Actus and Sonic WITH PREJUDICE, subject to the terms of that certain agreement entitled “SETTLEMENT AGREEMENT” and dated August 26, 2009, with each party to bear its own costs, expenses and attorneys fees.

Dated: September 9, 2009

Respectfully Submitted,

**SONIC SOLUTIONS**

By: /s/ Jennifer Parker Ainsworth

Jennifer Parker Ainsworth  
Texas State Bar No. 00784720

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**ACTUS, LLC**

By: /s/ William E. "Bo" Davis, III

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**ATTORNEY FOR PLAINTIFF  
ACTUS, LLC**

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic served were served with a true and correct copy of the foregoing by email, on this the 9th day of September, 2009.

/s/ William E. "Bo" Davis, III  
William E. "Bo" Davis, III